

TUESDAY, MAY 5, 1987

FORTY-FIRST LEGISLATIVE DAY

The House met at 12:00 noon and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by R. Gene Lovelace, Minister of Education, Immanuel Baptist Church, Nashville, Tennessee.

Representative Odom led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 96

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood and Mr. Speaker Murray--96.

The Speaker announced that Representative Long was excused because of business.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill

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No. 301, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Ms. Bushing moved that House Bill No. 301 be returned as requested, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

190--To regulate municipal planning commissions.

The Senate refused to recede from its action in non-concurring in House Amendment No. 1.

The Speaker appointed a Conference Committee composed of Senators Lewis, Rochelle and Arnold to confer with a like Committee from the House to resolve the differences of the two bodies on Senate Bill No. 190.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 387, 747, 800 and 1002; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

174--Relative to special joint committee study, tax system relating to business;

184--Relative to congratulating Missy Pierce;

185--Relative to congratulating Raymond L. Danner;

186--Relative to thanking Catherine Anita Wilt-Ryan;

187--Relative to honoring Jeffrey Edward Dlugach;

188--Relative to congratulating Alex Jones;

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- 189--Relative to memory, Judge William B. Leffler;
- 190--Relative to congratulating Hazel W. Vann;
- 191--Relative to commending Carrie Anne Nourse;
- 194--Relative to congratulating Greeneville High School boys' basketball team.
- 196--Relative to commending Barbara Evans Woodfine;
- 198--Relative to congratulating Martha W. Summers;
- 200--Relative to commending Judge Allen R. Cornelius, Jr.;
- 201--Relative to honoring Henry A. Seever;
- 202--Relative to honoring Howard B. Pickard;
- 203--Relative to appreciation, Mary Lee Mitchell;
- 204--Relative to appreciation, Beverly Cobb; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

- 2--To authorize bond sale, James K. Karnes Bridge;
- 9--To regulate kindergarten education;
- 136--To regulate immunity from suit, certain civic leagues;
- 147--To regulate salary increases, Career State Employees;
- 369--To provide certain insurance coverage, Tennessee National Guard;
- 600--To regulate deduction, reserves for bad debts;
- 696--To regulate deduction, certain retirement payments;
- 1001--To create cultural motor vehicle registration plates;
- 1023--To enact Private Protective Services Licensing and regulatory Act;
- 1277--To amend Chapter 11, Public Acts 1987;

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1285--To regulate ornamental agricultural programs at Tennessee State University;

1297--To regulate spacing oil and gas wells, certain counties;

1305--To enact Williamson County Adequate School Facilities Tax;

1307--To levy privilege tax, lodging, Marion County;

1308--To regulate duties, county attorney, Hamblen County;

1310--To amend Charter, Eagleville;

1313--To provide creation of consolidated government, Sullivan County;

1314--To regulate elections, Moscow; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 294, 295, 297, 299, 300, 303, 304, 305, 308, 309, 310, 311, 312, 313, 314 and 343; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1283--Levy privilege tax, Shelby County; substituted for Senate Bill on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 25, 275, 291, 481, 629, 987, 1031 and 1256; also, Senate Joint Resolutions Nos. 46, 149, 150, 170, 171, 172, 179, 181, 182, 192 and 195; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 25, 275, 291, 481, 629, 987, 1031 and 1256; Senate Joint Resolutions Nos. 46, 149, 150, 170, 171, 172, 179, 181, 182, 192 and 195.

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ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 529 and 1281; and House Joint Resolutions Nos. 285, 286, 289, 290, 292, 293, 336, 339 and 364; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1285, 1286, 1292, 1294 and 1296; House Resolutions Nos. 41 and 42; and House Joint Resolution No. 363; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 28, 32, 45, 89, 243, 360, 362, 417, 527, 819, 867, 931, 949, 950, 990, 1002, 1039, 1062 and 1252; Senate Joint Resolutions Nos. 27, 76, 79, 164 and 183; House Bills Nos. 529, 1281, 1285, 1286, 1292, 1294 and 1296; House Joint Resolutions Nos. 285, 286, 289, 290, 292, 293, 336, 339, 363 and 364; and House Resolutions Nos. 41 and 42.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 285, 286, 289, 290, 292, 293, 336, 339, 363 and 364; also, House Bills Nos. 529, 1281, 1285, 1286, 1292, 1294 and 1296; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have

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transmitted to the Governor the following: House Bill No. 1068 for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 36, 146, 375, 728, 785, 960, 1075, 1186, 1238, 1289 and 1290; and House Joint Resolutions Nos. 131, 137, 144, 185, 186, 252, 253, 254, 269, 273, 274, 276, 278, 279, 280, 281, 284, 287, 296 and 307 for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 444, 490, 511, 618, 619, 622, 623, 928, 936, 1011, 1114; House Joint Resolutions Nos. 148, 232, 233, 235, 236, 237, 238, 239, 240, 241, 242, 244, 268 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 354, 802, 1267 and 1288; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 202; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 315, 316, 317, 318, 319, 320, 321, 322, 323, 324,

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327, 328, 329, 330, 331, 332, 333, 334, 335, 337, 338 and 349; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 614, 929; House Joint Resolution No. 110 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

REPORTS FROM STANDING COMMITTEES

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1201 (with amendments) and 1202.

BRAGG, Chairman.

Under the rules, House Bills Nos. 1201 (with amendments) and 1202 were transmitted to the Committee on Calendar and Rules.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1061 (with amendment); 1291; House Resolutions Nos. 27, 40 and House Joint Resolutions Nos. 151 and 272.

MILLER, Chairman.

Under the rules, House Bills Nos. 1061, 1291; House Resolutions Nos. 27, 40 and House Joint Resolutions Nos. 151 and 272 were transmitted to the Committee on Calendar and Rules.

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Joint Resolution No. 283 and Senate Joint Resolution No. 131.

ROBINSON (Davidson), Chairman.

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Under the rules, House Joint Resolution No. 283 and Senate Joint Resolution No. 131 were transmitted to the Committee on Calendar and Rules.

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1, 620 (with amendment), 888 (with amendment), 959 and 1029 (with amendment).

BRAGG, Chairman.

Under the rules, House Bills Nos. 1, 620, 888, 959 and 1029 were transmitted to the Committee on Calendar and Rules.

CALENDAR

House Bill No. 1201--Makes appropriation for 1986 and 1987 fiscal years.

On motion, House Bill No. 1201 was made to conform with Senate Bill No. 1215.

On motion, Senate Bill No. 1215, on same subject, was substituted for House Bill No. 1201.

Mr. Bragg moved that Senate Bill No. 1215 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1215 by deleting each and every section of Senate Bill 1215 and by substituting instead new Sections 1 through 56, namely:

Sections 1 through 56 of House Bill No. 1201 as introduced on March 5, 1987; printed and distributed as House Bill No. 1201; and considered to be part of this amendment.

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1215 by deleting Section 1, Title III-1,

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item 3.1 which reads as follows:

3.1 Secretary of State	\$ 2,707,700.00
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by substituting instead the following:

3.1 Secretary of State	\$ 2,721,500.00
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and by adjusting the resultant totals and subtotals accordingly.

AND FURTHER AMEND by deleting from Section 1, Title III-1, item 3.3 which reads:

3.3 Public Documents	618,100.00
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and substituting instead:

3.3 Public Documents	360,100.00
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and by adjusting all sub-totals and totals accordingly.

AND FURTHER AMEND by deleting from Section 1, Title III-2, items 1.1 and 2.2 which read as follows:

1.1 Governor's Office	1,981,300.00
2.2 State Planning Office	586,500.00

and by substituting instead the following:

1.1 Governor's Office	1,935,100.00
2.2 State Planning Office	632,700.00

and by adjusting all totals accordingly.

AND FURTHER AMEND by deleting in Section 1, Title III-8, item 2. which reads as follows:

2. Division of Industrial Development	2,812,400.00
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and by substituting instead the following:

2. Division of Industrial Development	2,412,400.00
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and by adjusting all subtotals and totals accordingly.

AND FURTHER AMEND by deleting the reference to "Item 11" in Section 1, Title III-22 and by substituting instead the reference "Item 10".

AND FURTHER AMEND by deleting from SECTION 1., Title III-25, the following items:

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1.4 Planning and Research	600,000.00
1.8 Federal Secondary Construction	4,500,000.00
1.11 Interstate Construction	10,700,000.00
1.12 State Highway Construction	158,500,000.00
1.16 Metropolitan - Urban	3,400,000.00
1.17 Highway Safety Construction	800,000.00
1.18 Bridge Replacement	9,900,000.00
1.20 Aeronautics	3,000,000.00
1.22 Waterways and Rail	1,500,000.00

and by substituting instead the following items:

1.4 Planning and Research	500,000.00
1.8 Federal Secondary Construction	4,000,000.00
1.11 Interstate Construction	6,100,000.00
1.12 State Highway Construction	172,400,000.00
1.16 Metropolitan - Urban	3,100,000.00
1.17 Highway Safety Construction	500,000.00
1.18 Bridge Replacement	1,800,000.00
1.20 Transportation Equity Fund	10,900,000.00

and by adjusting all totals accordingly.

AND FURTHER AMEND by deleting in Section 1, Title III-26, item 4. which reads as follows:

4. Amortization of Authorized and Unissued Bonds	30,049,000.00
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and by substituting instead the following:

4. Amortization of Authorized and Unissued Bonds	28,490,000.00
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and by adjusting all totals accordingly.

AND FURTHER AMEND by deleting from SECTION 4., Title III.-22, the following items:

1. Planning and Research	3,300,000.00
3. Federal Secondary Construction	13,500,000.00
4. Interstate Construction	102,100,000.00
5. State Highway Construction	46,500,000.00
9. Highway Safety Construction	8,600,000.00
10. Metropolitan - Urban	14,200,000.00
11. Bridge Replacement	66,500,000.00
12. Aeronautics	2,100,000.00
14. Waterways and Rails	500,000.00

and by substituting instead the following items:

1. Planning and Research	3,000,000.00
3. Federal Secondary Construction	13,300,000.00
4. Interstate Construction	95,800,000.00

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5. State Highways - Construction	59,900,000.00
9. Highway Safety Construction	9,000,000.00
10. Metropolitan - Urban	13,400,000.00
11. Bridge Replacement	58,100,000.00
12. Transportation Equity Fund	2,600,000.00

and by adjusting all totals accordingly.

AND FURTHER AMEND by deleting the citation "Senate Bill No. __/ House Bill No. __," in Section 7, Item 4 and by substituting instead the citation "Senate Bill No. 1214/House Bill No. 1202,".

AND FURTHER AMEND by adding a new item to Section 7 to read:

Item __. To provide the first year's debt service on the general obligation bond issue for the Karnes Bridge authorized by Senate Bill No. 2 / House Bill No. 1, there is hereby appropriated a sum sufficient from funds available in the highway fund.

AND FURTHER AMEND by deleting the second sentence of Item 7 of Section 10 in its entirety and by substituting instead the following:

The salary of each member of the State Election Commission shall be seven thousand two hundred (\$7,200) annually, except that for the additional duties required of them, the Chairman shall be paid an additional one thousand eight hundred dollars (1,800) annually and the Secretary shall be paid an additional one thousand two hundred dollars (\$1,200) annually.

AND FURTHER AMEND by adding the following new items at the end of Section 10:

Item __. From the funds appropriated under Section 1, Title III-5, Item 10 to the Division of Community Services in the Department of Conservation for grants to the Knoxville Zoo, fifty thousand dollars (\$50,000) shall be allocated to the Knoxville Zoo and fifty thousand dollars (\$50,000) shall be allocated for renovation of existing buildings located in Chilhowee Park in Knoxville.

Item __. From the funds appropriated to the department of agriculture for the severe erosion control program, there is hereby earmarked the sum of twenty-five thousand dollars (\$25,000) for the sole purpose of implementing the state viticulture plan and funding the activities of the viticulture advisory board.

Item __. From the funds appropriated to the department of conservation by the provisions of this act, there is transferred the sum of seventeen thousand five hundred dollars (\$17,500) to the department of transportation for the sole purpose of providing matching funds for Morgan County to match federal funds under the Federal Bridge Repair

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Program to replace the bridge over Flat Creek to provide access to Frozen Head Natural Area. The appropriation made in this item is subject to the approval of the commissioner of transportation and it is the legislative intent that such appropriation be nonrecurring.

Item __. From the funds appropriated to the Department of Agriculture (Agricultural Resources), twenty nine thousand dollars (\$29,000) shall be used solely for the purpose of a flood plan management study administered by the Carroll County Watershed Authority. These funds will be considered as the State and local matching funds.

Item __. Subject to revenues and passage of HB 1121 (SB 1093), \$250,000 to support five (5) positions and related expenses is earmarked from the funds appropriated to the Department of Health and Environment for the administration of the Tennessee Coal Surface Mining Act of 1987. This is to allow the department to collect permit fees and performance bonds and regulate the coal surface mining operations of two acres or less in Tennessee.

Item __. From the funds appropriated to the Department of Health and Environment by the provisions of this act, there is hereby earmarked the sum of ninety-nine thousand nine hundred dollars (\$99,900) and the authorization for four (4) additional positions is provided to implement the provisions of Senate Bill 1098/House Bill 1097. The appropriation made by this item is subject to Senate Bill 1098/House Bill 1097 becoming law.

Item __. Any funds appropriated to the legislature by the provisions of this act which are unobligated or unexpended on June 30, 1988 shall not revert to the general fund but shall be carried forward in a reserve to be expended subject to the allocation of such funds by joint action of the Speaker of the House of Representatives and the Speaker of the Senate.

Item __. From the funds appropriated by the provisions of this act to the department of tourist development, there is earmarked a sum not to exceed one hundred thousand dollars (\$100,000) for the sole purpose of advertising in black-oriented media in states outside of Tennessee.

Item __. From the funds appropriated by the provisions of this act to the department of health and environment, there is earmarked the sum of sixty-eight thousand, five hundred dollars (\$68,500) for the purpose of implementing Senate Bill 1200 / House Bill 1186, if such bill becomes a law.

Item __. From the funds appropriated by the provisions of this act to the department of transportation, there is earmarked the sum of twelve thousand dollars (\$12,000) for the sole purpose of erecting four (4) interstate signs on Interstate Highway 1-240 designating the Fraser and Raleigh exits as required by Senate Bill No. 1038/ House Bill No. 777. The appropriation made in this item shall not take effect unless Senate Bill No. 1038/ House Bill No. 777 becomes law.

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Item __. The appropriation in Section 1, Title III-16, for Safe Growth is hereby transferred to the State Planning Office.

Item __. There is earmarked out of the monies appropriated to the Obion Forked Deer Authority the sum of \$150,000 for the improvement and construction of dikes on the Obion River in connection with the Turnpike Levee Bridge.

Item __. With respect to state appropriations, the Institute for African Affairs shall operate within the approved budget which is incorporated into Section 1, Title III-10, 4.3e, it being the legislative intent that appropriations for instruction and other purposes to Tennessee State University not be diminished to provide additional support to the Institute.

Item __. From the funds appropriated to the departments of conservation, tourist development and economic and community development, there is earmarked the sum of forty thousand dollars (\$40,000) from each such department for a total sum of one hundred twenty thousand dollars (\$120,000) to be allocated to the department of conservation for the sole purpose of operating the Main Street Program. Provided, however, that such funds shall only be appropriated for such purpose if federal funds are not appropriated for such purpose by October 1, 1987. The appropriation made in this item is subject to the approval of the commissioner of finance and administration and the commissioner of conservation.

Item __. From the funds appropriated to the department of conservation by the provisions of this act, there is earmarked the sum of seventeen thousand five hundred dollars (\$17,500) for the sole purpose of installing a six inch (6") water line from the Big Creek Utility District to the Savage Gulf Recreation Area.

Item __. That portion of the sum of two hundred twenty-five thousand dollars (\$225,000) in capital outlay funds for state employee cafeteria equipment for use in the cafeteria in the Andrew Jackson Building and the cafeteria in the Legislative Plaza appropriated to the department of general services in Section 1, Item III-24, item 2 shall not be obligated or expended until the department has conducted a search for a private vendor to operate such cafeterias and reported its findings to the finance, ways and means committees in both houses.

Item __. From the appropriations made in this act, no funds may be obligated, encumbered and/or expended for the group home to be operated by SMS Community Housing, Inc. (principals: Southeast Mental Health Center, Southwest-Whitehaven Mental Health Center, and Midtown Mental Health Center) at the location on Holmes Road in Memphis, Tennessee. This item is subject to the approval of the commissioner of finance and administration.

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AND FURTHER AMEND by adding a new item to Section 11, as introduced, to read:

Item __. From the appropriation made to the Tennessee Foundation Program by this act in Section 1, Title III-9, there is hereby allocated a sum not to exceed one million five hundred thousand dollars (\$1,500,000) for the purpose of reimbursing local education agencies for the cost of implementing Tennessee Code Annotated, Section 49-5-412. The commissioner of education shall equitably adjust the TFP entitlement of each LEA so as to distribute the allocation only to those LEAs with target schools which incurred unreimbursed implementation costs. Such allocation shall be used only to fund full-time supervising principals in the target schools.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred forty thousand dollars (\$240,000) to be allocated as follows:

East Tennessee Human Resource Agency Knoxville, TN	\$30,000
First Tennessee Human Resource Agency Johnson City, TN	30,000
Mid Cumberland Human Resource Agency Nashville, TN	30,000
Northwest Human Resource Agency Martin, TN	30,000
South Central Human Resource Agency Fayetteville, TN	30,000
South East Human Resource Agency Dunlap, TN	30,000
Southwest Human Resource Agency Henderson, TN	30,000
Upper Cumberland Human Resource Agency Algood, TN	30,000

All funds appropriated pursuant to this item shall be administered by the comptroller of the treasury. Provided, however, that each such human resource agency shall match on a dollar for dollar basis from local government funds the state appropriation made in this item prior to July 31, 1987, or the appropriation made to such agency shall be void and of no effect.

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Item _____. There is hereby appropriated one hundred forty-two thousand six hundred forty-nine dollars (\$142,649) to the Department of Correction to provide salary increases to teachers in accordance with HB 13/SB 63.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighty-eight thousand dollars (\$88,000) for the purpose of making necessary improvements at Camp-Discovery.

Item _____. In addition to any other funds heretofore appropriated, or appropriated by this act, there is hereby appropriated the sum of one hundred thousand dollars (\$100,000) for the West Tennessee Agricultural Museum in Milan and such museum is hereby transferred from the University of Tennessee to the department of agriculture. Such department shall develop a plan of operation and development for such museum.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty thousand dollars (\$60,000) in sums of fifteen thousand dollars (15,000) each for the Elk River Development Agency, the Beech River Watershed Development Authority, the Sequatchie Valley Planning and Development Agency and the Upper Duck River Agency.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of agriculture for the sole purpose of making a grant to purchase land to enable the establishment of a non-profit, farmer owned and operated hydrocooler vegetable project in Cannon County.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Tennessee Arts Commission to be allocated to the Tipton County Fine Arts Council for the Ruffin Theater, provided that such funds are matched on a one-to-one basis by such Council.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Heritage Museum in Erwin, Tennessee the sum of twenty-five thousand dollars (\$25,000) for the purpose of making general improvements at such museum.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety-six thousand dollars (\$96,000) to be allocated to the Tennessee Council for the Hearing Impaired for the initial purchase of telephone devices for the deaf (TDD) units to be provided to the hearing impaired who meet a financial needs test. The Tennessee Council for the Hearing Impaired is authorized and directed to establish the needs test, to develop

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an appropriate mechanism for the initial purchase of such TDD units as funded hereunder, and to administer the program for the distribution of the units.

Item _____. In addition to other funds appropriated by this act, there is hereby appropriated to the Department of Commerce and Insurance the sum of nine thousand, six hundred forty-four dollars (\$9,644.00) for the sole purpose of implementing the provisions of Senate Bill 566/House Bill 385. The appropriation contained in this item shall have no effect unless Senate Bill 566/House Bill 385 becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred four thousand four hundred twenty-six dollars (\$104,426) to the motor vehicle commission for the purpose of creating and funding five (5) new positions and additional operating expenses. The appropriation made in this item shall only take effect if Senate Bill No. 473 / House Bill No. 201 becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eleven thousand one hundred forty-two dollars (\$11,142) to the health facilities commission for the sole purpose of creating and funding one new position. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to the State Building Commission for the purpose of conducting a feasibility study for two (2) eighteen (18) hole golf courses designed to United States Golf Association standards, one (1) at Reelfoot Lake State Park and one (1) at Natchez Trace State Park.

There is further appropriated a sum sufficient to the State Building Commission in addition to any other funds appropriated by the provisions of this act for the purpose of conducting a feasibility study for ten (10) cabins at Fall Creek Falls State Park, expansion of the golf course at Rock Island State Park to an eighteen hole course, and construction of an eighteen (18) hole golf course at Tims Ford State Park.

Item _____. Subject to the passage of Senate Bill No. 1098/House Bill No. 1097 and in addition to the appropriation made in Section 1, Title III-3 of this act for the Department of State, there is hereby appropriated the sum of \$31,100 for salary and benefits and \$2,500 for support costs to establish one additional administrative judge position.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred twenty-five thousand dollars (\$125,000) to the department of conservation for the sole purpose of completing

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the swimming pool at Indian Mountain State Park. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum not to exceed the sum of four hundred eighty-nine thousand six hundred dollars (\$489,600) to the Tennessee historical commission for the sole purpose of roof replacements and upgrading drainage systems at eight historic sites. The appropriation made in this item is subject to the approval of the commissioner of finance and administration and the commissioner of conservation.

Item ___. In addition to all other funds appropriated to the Children's Services Commission, there is hereby appropriated the sum of fifty thousand dollars (\$50,000) for the sole purpose of providing five (5) Court Appointed Special Advocate (CASA) programs in Shelby, Hamblen, Davidson and Hamilton Counties, and in upper east Tennessee.

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the General Assembly to defray the expenses of the National Conference of State Legislatures to be held in Nashville in 1990. The appropriation made in this subsection shall not revert to the general fund on June 30, 1988 but shall be carried forward in a reserve for such purpose.

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixteen thousand dollars (\$16,000) for membership dues for the state of Tennessee for the Mississippi River Parkway Commission.

Item ___. There is appropriated the sum of sixty-five thousand, two hundred ninety dollars (\$65,290) to the Department of Commerce and Insurance for the sole purpose of administering and enforcing the provisions of Chapter No. 120 of the Public Acts of 1987. Such funds shall be appropriated solely from fees generated pursuant to such act.

Item ___. There is hereby appropriated to the Department of Commerce and Insurance the sum of two hundred seventy-six thousand six hundred forty-five dollars (\$276,645) for the sole purpose of implementing the provisions of Senate Bill 1023/House Bill 1029. The appropriation contained in this item shall have no effect unless Senate Bill 1023/House Bill 1029 becomes law. Such funds shall be appropriated from fees generated pursuant to such act.

Item ___. In addition to any other appropriations made by the provisions of this act, there is hereby appropriated the additional sum of five hundred thousand dollars (\$500,000) to the department of correction for the purpose of increasing the number of community placements of juvenile offenders in secure beds. The appropriation made

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in this item is subject to the approval of the commissioner of finance and administration.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty thousand, two hundred forty dollars (\$40,240) for the purpose of implementing Senate Bill 686 / House Bill 747, if such bill becomes a law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventeen thousand eighty-eight dollars (\$17,088) to the Department of Correction for the sole purpose of carrying out the provisions of Senate Bill 327 / House Bill 641, (Public Chapter 194). This appropriation is made to fulfill the requirements of Section 9-6-119, TCA.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-nine thousand seven hundred and sixty dollars (\$29,760) to the Department of Correction for the sole purpose of carrying out the provisions of Senate Bill 828/House Bill 748 (Public Chapter ____). This appropriation is made to fulfill the requirements of Section 9-6-119, TCA.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the commission on aging to be used solely and exclusively for funding the retired senior volunteer program (RSVP).

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Clarksville-Montgomery County Historical Museum.

Item _____. There is hereby appropriated the sum of \$25,000 to the Department of Conservation for benefit of the U. S. Constitution Bi-Centennial Commission.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty-three thousand dollars (\$33,000) to the Tennessee Historical Commission for the sole purpose of making a grant in such amount to the Dickson-Williams Restoration Foundation to aid in the restoration of the Dickson-Williams Home.

Item _____. There is hereby appropriated the sum of \$25,000 to the Department of Conservation for benefit of the U. S. Constitution Bi-Centennial Commission.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty thousand dollars (\$40,000) to the department of education

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for the sole purpose of developing and implementing a program of technical support and assistance for local education agencies which initiate implementation of family life education in conformity with the guidelines established by the state board of education. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

Item __. In addition to other funds appropriated by this act, there is hereby appropriated to the Department of Commerce and Insurance the sum of twenty thousand one hundred ninety-three dollars (\$20,193) for the sole purpose of implementing the provisions of SB 807/HB 554. The appropriation contained in this item shall have no effect unless SB 807/HB 554 becomes law. Such funds shall be appropriated from fees generated pursuant to such act.

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement the provisions of Senate Bill No. 1077/House Bill No. 1068. The appropriation made by this item shall take effect only if Senate Bill No. 1077/House Bill No. 1068 becomes law.

Item __. In addition to any funds appropriated by the provisions of this act, there is appropriated to the Department of General Services, Office of Energy Management (OEM) two hundred ninety-three thousand, three hundred forty-eight dollars (\$293,348) for the purpose of energy management in State building, including up to five additional positions.

In addition to any funds appropriated by the provisions of this act, there is appropriated one and one-half million dollars (1,500,000), for an Energy Management Capital Fund, for the purpose of energy conservation improvements in state facilities. OEM shall administer this program, providing funding for the most financially attractive projects available. This shall be a capital fund which shall not revert to the general fund at the end of the fiscal year, but rather shall remain in the capital fund until such time as it is expended for energy conservation improvements. Expenditures from this fund shall be subject to the approval of the State Building Commission. This capital fund shall be funded from funds received by the State as a consequence of oil overcharge judgments.

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the purpose of implementing Senate Bill 702/ House Bill 243 (Chapter 112 of the Public Acts of 1987). Such funds shall be appropriated from fees generated pursuant to such act.

Item __. In addition to any other appropriations pursuant to this act, there is hereby appropriated the sum of fifty-three

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thousand dollars (\$53,000) for the purpose of establishing one additional assistant attorney general position in the office of the state attorney general for the purpose of providing additional assistance in the area of bond finance to the state funding board, the Tennessee state school bond authority, and the Tennessee local development authority. The source of the funds appropriated hereby shall be the monies of the state funding board, the Tennessee state school bond authority and the Tennessee local development authority which are available to defray the costs of issuance of bonds and notes and other obligations including legal assistance connected with said issuance and the administration of the programs operated with the proceeds thereof, it being the legislative intent that the position authorized hereby be funded from interdepartmental revenues.

AND FURTHER AMEND by deleting the date "June 30, 1983," in Section 26, item 1 and by substituting instead the date "June 30, 1987,".

AND FURTHER AMEND by deleting the reference to the "Ninety-sixth General Assembly," in Section 26, item 2 and by substituting instead the reference "Ninety-fifty General Assembly."

AND FURTHER AMEND by adding to Section 36, as introduced, the following language at the end of the section:

Employees in the state service shall receive salary increases as follows:

a. employees whose job performance is satisfactory and who have at least 12 months of state service as of July 1, 1987, shall receive a one-step salary increase effective July 1, 1987;

b. employees whose job performance is satisfactory and who have less than 12 months of state service as of July 1, 1987, shall receive a one-step salary increase when they reach 12 months of state service during the 1987-88 fiscal year. The one-step salary increase shall be effective the first day of the month following the completion of the twelfth month;

c. commissioned members of the highway patrol, commissioned members of the motor vehicle enforcement division and other covered employees of the department of safety shall be compensated under the provisions of Tennessee Code Annotated, Title 4, Chapter 7, Part 2;

d. criminal investigators for the District Attorneys General shall receive a four percent (4.0%) salary increase on July 1, 1987;

e. the intent of the one-step salary increase authorized in subsections a and b above is to satisfy the provisions of Tennessee Code Annotated, Section 8-30-214(d).

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AND FURTHER AMEND by adding the following new items at the end of Section 42, as introduced:

Item __. There is hereby appropriated the sum of \$258,000 to the Secretary of State to publish the Tennessee Blue Book. The unexpended balance of this appropriation at June 30, 1987, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The Commissioner of Finance and Administration is authorized to transfer the appropriations for "Health Planning" and "Law Enforcement Alcohol and Drug Grant Match" made under Section 1, Title III-21, items 1.11 and 1.14 to the appropriate departments and agencies that will be administering these activities.

Item __. From the appropriations made to the Department of Finance and Administration under Section 1, Title III-2, in Chapter 937, Public Acts of 1986, the Commissioner of Finance and Administration is authorized to transfer a sum sufficient to the Division of Accounts for the implementation of a new centralized accounting and financial reporting system, and said funds are hereby reappropriated for such purpose in the 1987-88 fiscal year.

Item __. The Commissioner of Finance and Administration is authorized to draw-down disputed federal funds and to reserve the funds to prevent their expenditure until the dispute is settled; and the Commissioner of Finance and Administration in consultation with the State Treasurer is authorized to allocate interest earnings on the draw-down of disputed federal funds and to pay interest earnings to the federal government in those instances when expenditures are ultimately disallowed.

Item __. From the funds appropriated for capital outlay in this act and other acts of the legislature, the Commissioner of Finance and Administration is authorized to charge the administrative costs of the construction programs to the capital outlay appropriations or to transfer from the capital projects fund to the general fund an amount sufficient to cover those costs.

Item __. The appropriations in Section 1, Title III-7 to the Department of Correction are reduced in the amount of \$106,500, and the appropriations in Section 4, Title III-7 are increased in the amount of \$106,500. The Commissioner of Finance and Administration is directed to make these adjustments in the work program allotments to reflect higher estimates of federal grant funds.

Item __. The Commissioner of Finance and Administration may establish a clearing account through which purchases may be disbursed. In the event such account is established, records shall be maintained showing the distribution of such amounts among the various appropriation codes, and any financial reports shall present expenditures as if such expenditures had been made through the individual appropriation accounts.

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Item ___. From the appropriation made in Section 1, Title III-24, item 1 of this act, the sum of \$900,000.00 is appropriated upon the effective date of this section.

Item ___. From the appropriations made to the Department of Correction under Chapter 4, First Extraordinary Session of 1985 and under Section 1, Title III-7, in Chapter 937, Public Acts of 1986, the Commissioner of Finance and Administration is authorized to make transfers between the appropriation items.

Item ___. From the appropriations made to the Department of Health and Environment, Hazardous Waste Action Fund, in Section 4, Title III-17, a sum not to exceed \$1,749,800 is appropriated from the hazardous waste remedial action fund authorized under Tennessee Code Annotated, Section 68-46-204.

Item ___. In addition to all other funds appropriated by this act to Tennessee State University, there is hereby appropriated an amount of three million dollars (\$3,000,000). It is the legislative intent that this be a non-recurring appropriation and that the funds are to be expended for the following specific purposes:

	<u>1987-88</u>
I. Physical Plant/Security Equipment	
A. Equipment	
1. Basic Equipment	\$ 500,000
2. Motor Pool/Building Grounds	500,000
B. Supplies and Materials	<u>200,000</u>
Total Physical Plant	\$1,200,000
II. Instructional Equipment/Supplies	
A. Equipment	\$1,500,000
B. Supplies	<u>300,000</u>
Total Instructional Equipment/Supplies	<u>\$1,800,000</u>
TOTAL	\$3,000,000

Further, it is the legislative intent that, subject to the approval of the State Board of Regents, the Higher Education Commission, and the State Building Commission, Tennessee State University be authorized to reallocate appropriated but unexpended capital outlay funds for capital projects which are most important to the well-being of the university.

AND FURTHER AMEND by adding the following language as new, appropriately numbered items within Section 43, as introduced:

Item ___. The unexpended balance of the appropriation made to the department of conservation by the provisions of Section

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12, Item 133, of Chapter 937 of the Public Acts of 1986, for an archaeological survey at Reelfoot Lake, is hereby reappropriated to the department to be expended for such purpose in the 1987-88 fiscal year for protection and interpretation of historical archaeological sites at Reelfoot Lake.

Item __. The unexpended balance of the appropriation made to the Tennessee wildlife resources agency by the provisions of Section 12, Item 98, of Chapter 937 of the Public Acts of 1986, for the continuation of the Buffer Zone Acquisition Project at Reelfoot Lake, is hereby reappropriated to the agency to be expended in the 1987-88 fiscal year for the continued buffer zone acquisition project at Reelfoot Lake and to purchase a tract of land on the south border and adjacent to the Kirby Pocket State Park area, approximately ten (10) acres in size.

Item __. The unexpended balance of the appropriation made to the Tennessee wildlife resources agency by the provisions of Section 12, Item 96, of Chapter 937 of the Public Acts of 1986, for land acquisition and draining work at Reelfoot Lake, is hereby reappropriated to the agency to be expended for continued land acquisition below the two hundred eighty-five (285) foot contour line of Reelfoot Lake in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Transportation for a new accounting system under Section 46, item 6 in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The unexpended balance of the eighty-five thousand dollar (\$85,000.00) appropriation made to the District Attorneys General by the provisions of Section 43 of Chapter 467 of the Public Acts of 1985, and reappropriated for expenditure in fiscal year 1986-87 by the provisions of Section 46, items 15 and 20, of Chapter 937 of the Public Acts of 1986, is hereby reappropriated to be expended for the same purpose in the fiscal year beginning July 1, 1987.

Item __. The unexpended balances of the appropriations made to the Tennessee State Museum in the amount of \$55,000 for the Magna Carta exhibition and in the amount of \$50,000 to computerize the museum inventory of antiques and artifacts are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Human Services for a pilot day care program under Section 12, item 53 in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The unexpended balances of the appropriations made to the Department of Conservation, Historical Commission, for the Messages of the Governors of Tennessee, the Biographical

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Directory of the Tennessee General Assembly, the John Sevier Home Association and the Archie Campbell Museum, which were appropriated under the authority of Chapter 937, Public Acts of 1986, in Section 1, Title III-5, item 2, in Section 12, items 23 and 83 and in Section 46, item 3, are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balances of the appropriations made to the Memphis Zoo and Aquarium and the Knoxville Zoological park under Section 12, item 65, Chapter 937, Public Acts of 1986, are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Conservation for various archaeological sites under Section 12, item 38, Chapter 937, Public Acts of 1986 is hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Education for the Parent Involvement Program under Section 43, Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriations made to the Department of Economic and Community Development under Chapter 937, Public Acts of 1986, which are under contract with the Tennessee Technology Foundation are hereby reappropriated to be expended for such purposes in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Economic and Community Development under Section 12, item 140, Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of General Services for Public Works-- Nashville under Section 1, Title III-2, item 6.4 in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purpose in the 1987-88 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Economic and Community Development under Section 1, Title III-8, in Chapter 937, Public Acts of 1986, is hereby reappropriated in an amount not to exceed \$100,000 to be expended for a study of the births and deaths of businesses in the 1987-88 fiscal year.

AND FURTHER AMEND by adding the following at the end of item 9 of the original Section 45:

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There is hereby appropriated a sum sufficient to the department of safety to implement the salary supplement for the department of safety in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 7, Part 2. The proceeds of the seventy-five cent (75¢) fee levied in Tennessee Code Annotated, Section 55-4-103(f) shall be credited to the general fund for such purpose.

AND FURTHER AMEND by deleting the citation "Senate Bill No. ___/House Bill No. ___," in Section 50, Item 1 and by substituting instead the citation "Senate Bill No. 1214/House Bill No. 1202,".

AND FURTHER AMEND by deleting, in its entirety, Section 51 of the bill as introduced and substituting a new section to read:

SECTION __. The provisions of this Section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>1986-87</u>	<u>1987-88</u>
District Attorneys General		
1. District Attorneys General	\$ -	\$ 10,000
2. District Attorneys General		
Conference	-	30,000
Total District Attorneys General	\$ -	40,000
Commissions		
1. Advisory Commission on Intergovernmental Relations	\$ -	\$ 50,000
Department of Agriculture		
1. Commodities Distribution	\$ 180,000	\$ -
Department of Correction		
1. Administration	\$ -	\$ 90,000
2. Tennessee State Industries	-	41,100
3. Institutional Farms	-	19,300
4. Local Corrections Programs	-	564,000
Total Correction	\$ -	\$ 714,400
Department of Education		
1. Administration	\$ 159,600	\$ 159,600
2. Improvement of School Personnel	-	623,000
3. Services to Handicapped Children	903,000	-
4. Vocational Education	-	1,880,000
5. Vocational Education Advisory Council	-	19,000
6. Adult Basic Education	-	2,129,000
7. Alvin C. York Agricultural		

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Institute	50,300	-
Total Education	\$1,112,900	\$4,810,600
Department of Commerce and Insurance		
1. Securities	\$ 31,000	\$ -
Department of Mental Health and Mental Retardation		
1. Alcohol and Drug Abuse Community Services	\$ 600,000	\$ -
Department of Military		
1. Air National Guard	\$ 7,100	\$ 28,400
Department of Health and Environment		
1. Laboratory Services	\$ -	\$ 149,600
2. Waste Water Construction Grants	-	140,000
3. Water Quality Control	46,700	23,900
4. Hazardous Waste Action Fund	100,000	1,025,000
5. Maternal and Child Health Services	84,000	112,000
6. Health Promotion	40,200	40,200
Total Health and Environment	\$ 270,900	\$1,490,700
Department of Human Services		
1. Division of Administration	\$ -	\$ 192,000
2. Family Assistance	54,100	454,100
3. Social Services	-	300,000
4. Community Services	-	500,000
5. Rehabilitative Services	732,000	1,350,000
Total Human Services	\$ 786,100	\$2,796,100
TOTAL	\$2,988,000	\$9,930,200

The Commissioner of Finance and Administration is authorized to establish positions associated with the above items and to allocate them to the appropriate organizational units. Any unexpended balances at June 30, 1987, of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 1987.

AND FURTHER AMEND by deleting, in its entirety, Section 53 of the bill as introduced and by renumbering subsequent sections accordingly.

AND FURTHER AMEND by adding a new section to read as follows:

Section __. In recognition of the priority status of higher salaries for K-12 teachers, the General Assembly urges the Governor to utilize to the maximum extent possible excess funds beyond appropriations set forth in this Act, including establishment of the reserve

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for revenue fluctuation at \$75,000,000 as provided in section 34, to increase the salaries of teachers in the 1988-89 budget.

AND FURTHER AMEND by adding a new section to read as follows:

Section __. There is appropriated the sum of two million eight hundred thousand dollars (\$2,800,000) to the Tennessee Consolidated Retirement System for the purpose of funding an increase in retirement benefits as provided under Public Chapter __ of 1987 (Senate Bill 446 / House Bill 178). The appropriation made in this item shall take effect only if Senate Bill No. 446 / House Bill No. 178 becomes law.

AND FURTHER AMEND by adding a new section to read as follows:

Section __. The appropriation by the State of Tennessee to the Tennessee Consolidated Retirement System for the employer pension contribution for state employees and teachers is hereby reduced by two million eight hundred thousand dollars (\$2,800,000). This reduction is a result of the difference between the amount assumed by the actuary for funding the July 1, 1987 cost-of-living increases for retirees and the estimated amount required to fund the cost-of-living increase to be granted to retirees July 1, 1987 in accordance with T.C.A. 8-36-701.

AND FURTHER AMEND by adding a new section to read as follows:

SECTION __. Funds received by the state as a consequence of the oil overcharge judgments are hereby allocated and appropriated for the following energy conservation purposes:

1. Seven million, five hundred thousand dollars (\$7,500,000) for the low income residential weatherization program administered by the Department of Human Services.
2. One million dollars (\$1,000,000) to the Department of Human Services for the low income energy assistance program (LIEAP).
3. Ten million dollars (\$10,000,000) to the Energy Division in the Department of Economic and Community Development for the institutional conservation program, the state energy conservation program and the energy extension service.

AND FURTHER AMEND by adding a new section to read as follows:

Section __.

(1) There is hereby appropriated a sum not to exceed one million, two hundred eighty-six thousand two hundred dollars (\$1,286,200) to the Tennessee Consolidated Retirement System for the purposes of carrying out the provisions of Chapter __ of the Public Acts of 1987, Senate Bill 16/House Bill 7.

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(2) There is hereby appropriated to the Tennessee Treasury Department, Division of Retirement, the sum of seventeen thousand dollars (\$17,000) in order to provide one (1) additional staff position, as will be necessary if Senate Bill 16/House Bill 7 becomes a law.

(3) The appropriations made in this section shall be effective only if Senate Bill 16/House Bill 7 becomes a law.

On motion, the amendment was adopted.

Mr. McAfee moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1215 by adding the following new item at the end of Section 43:

Item ____ To the extent that state revenues allocated to the general fund exceed the appropriations requirement set forth in this act, such excess revenue not to exceed the sum of one million five hundred thousand dollars (\$1,500,000) is appropriated to the department of tourism for the sole purpose of funding the out of state advertising program.

Mr. Bragg moved that Amendment No. 3 be tabled, which motion failed by the following vote:

Ayes	33
Noes	64

Representatives voting aye were: Bragg, Buck, Burnett, Collier, Davidson, DeBerry, DePriest, Gaia, Head, Herron, Hillis, Jackson, Jared, Jones, U. (Shelby), Kernell, King, Kisber, Love, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Shirley, Wheeler, Whitson, Yelton and Mr. Speaker Murray--33.

Representatives voting no were: Bell, Bewley, Bivens, Byrd, Cain, Chiles, Clark, Coffey, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jones, R. (Shelby), Kent, Lawson, May, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Purcell, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe and Wood--64.

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Amendment No. 3 was adopted by the following vote:

Ayes	83
Noes	10

Representatives voting aye were: Bell, Bewley, Bivens, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood and Yelton--83.

Representatives voting no were: Bragg, Buck, Burnett, Herron, Jackson, Naifeh, Rhinehart, Ridgeway, Whitson and Mr. Speaker Murray--10.

Mr. Coffey moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 1215 by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifteen thousand dollars (\$15,000) to the department of education for the sole purpose of funding an education grant-in-aid in such amount to the Children's Museum of Oak Ridge. It is the intention of the general assembly that the appropriation made in this item shall be a one-time, nonrecurring appropriation.

On motion, the amendment was adopted.

Mr. Jared moved the previous question, which motion failed by the following vote:

Ayes	50
Noes	42

Representatives voting aye were: Bell, Bivens, Bragg, Buck,

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Burnett, Bushing, Cain, Collier, Crain, Cross, Curlee, Davidson, Davis (Gibson), DePriest, Dixon, Ellis, Garrett, Head, Herron, Hillis, Hobbs, Holt, Ivy, Jackson, Jared, Jones, U. (Shelby), Kernell, Kisber, Love, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Stallings, Tanner, Turner (Hamilton), West, Wheeler, Winningham, Wix, Yelton and Mr. Speaker Murray--50.

Representatives voting no were: Bewley, Byrd, Chiles, Clark, Coffey, Copeland, Davis (Cocke), Davis (Knox), Drew, Duer, Frensley, Good, Harrill, Hassell, Hawkins, Henry, Holcomb, Hurley, Huskey, Jones, R. (Shelby), Kent, Lawson, May, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Turner, L. (Shelby), Ussery, Williams, Wolfe and Wood--42.

Mr. Henry moved the previous question, which motion failed by the following vote:

Ayes	63
Noes	33

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DePriest, Dixon, Ellis, Gaia, Garrett, Good, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kernell, Kisber, Love, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Shirley, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Yelton and Mr. Speaker Murray--63.

Representatives voting no were: Bewley, Chiles, Coffey, Davis (Knox), DeBerry, Drew, Duer, Frensley, Harrill, Hassell, Hawkins, Holcomb, Jones, R. (Shelby), Kent, King, Lawson, May, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Robinson (Washington), Scruggs, Severance, Stafford, Swann, Tankersley, Turner, C. (Shelby), Williams, Wolfe and Wood--33.

Mr. Bivens moved the previous question, which motion failed by the following vote:

Ayes	57
Noes	35
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

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Buck, Burnett, Bushing, Byrd, Cain, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Ivy, Jackson, Jared, Kernell, King, Kisber, Long, Love, May, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Shirley, Stallings, Starnes, Tanner, Turner (Hamilton), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Yelton and Mr. Speaker Murray--57.

Representatives voting no were: Chiles, Coffey, Davis (Cocke), Davis (Knox), Drew, Duer, Frensley, Good, Harrill, Hassell, Hawkins, Holcomb, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Lawson, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Pruitt, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Stafford, Swann, Tankersley, Turner, L. (Shelby), Williams, Wolfe and Wood--35.

Representative present and not voting was: Hobbs--1.

Mr. Chiles moved the previous question, which motion prevailed by the following vote:

Ayes	76
Noes	12

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Coffey, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DePriest, Ellis, Frensley, Gaia, Garrett, Hassell, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kisber, Love, May, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton and Mr. Speaker Murray--76.

Representatives voting no were: Davis (Knox), DeBerry, Drew, Duer, Hawkins, Jones, R. (Shelby), Lawson, McAfee, Montgomery, Moody, Stafford and Wolfe--12.

Thereupon, Senate Bill No. 1215, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	1
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

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Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

Representative voting no was: Drew--1.

Representative present and not voting was: Jones, R. (Shelby)--1.

A motion to reconsider was tabled.

Mr. Hillis moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 372 out of order, which motion prevailed.

House Joint Resolution No. 372--Honoring Jessie Robert Cooper--By Hillis.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Hillis, the resolution was adopted.

A motion to reconsider was tabled.

MOTIONS

On motion of Mr. Burnett, House Bill No. 1293 was recalled from the Committee on Conservation and Environment.

Mr. Burnett moved that House Bill No. 1293 be placed on the Calendar for Wednesday, May 6, 1987 which motion prevailed.

House Bill No. 1202--\$92 million bond bill for state.

On motion, House Bill No. 1202 was made to conform with Senate Bill No. 1214

On motion, Senate Bill No. 1214, on same subject, was substituted for House Bill No. 1202.

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Mr. Bragg moved that Senate Bill No. 1214 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

Representative voting no was: Copeland--1.

A motion to reconsider was tabled.

House Bill No. 95--Business of Printing.

Mr. Rhinehart moved that the rules be suspended for the purpose of placing House Bill No. 95 on the heel of the Calendar for tomorrow.

Mr. Copeland moved that House Bill No. 95 be re-referred to the Sub-Committee on Finance, Ways and Means.

Mr. Rhinehart moved that the motion be tabled, which motion failed by the following vote:

Ayes	39
Noes	52
Present and not voting	2

Representatives voting aye were: Bivens, Bragg, Buck, Burnett, Cain, Crain, Curlee, Davidson, DeBerry, DePriest, Head, Herron,

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Hillis, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kernell, King, Love, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Phillips, Rhinehart, Stallings, Tanner, Ussery, Webb, Whitson, Winningham, Wix, Yelton and Mr. Speaker Murray--39.

Representatives voting no were: Bell, Bushing, Byrd, Chiles, Coffey, Collier, Copeland, Cross, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Holcomb, Holt, Kent, Lawson, May, McAfee, Montgomery, Moody, Nance, Peroulas, Pruitt, Purcell, Robinson (Davidson), Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), West, Wheeler, Williams, Wolfe and Wood--52.

Representatives present and not voting were: Hobbs and Robinson (Hamilton)--2.

Thereupon, the motion to re-refer House Bill No. 95 to the Sub-Committee on Finance, Ways and Means failed by the following vote:

Ayes	39
Noes	46
Present and not voting	2

Representatives voting aye were: Bell, Bivens, Chiles, Coffey, Copeland, Crain, Davis (Knox), Dixon, Drew, Duer, Frensley, Gaia, Harrill, Hassell, Hawkins, Henry, Holcomb, Kent, Lawson, May, McAfee, Montgomery, Moody, Nance, Peroulas, Pruitt, Robinson (Davidson), Robinson (Washington), Severance, Stafford, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Williams, Wolfe and Wood--39.

Representatives voting no were: Bragg, Buck, Burnett, Byrd, Cain, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DePriest, Garrett, Head, Herron, Hillis, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kernell, Kisber, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Shirley, Stallings, Tanner, Ussery, West, Wheeler, Whitson, Winningham, Wix, Yelton and Mr. Speaker Murray--46.

Representatives present and not voting were: Good and Hobbs--2.

Mr. Copeland moved that the motion be amended to include also House Bill No. 76.

The Chair ruled this motion out of order.

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Mr. Rhinehart renewed his motion to place House Bill No. 95 at the heel of tomorrow's Calendar.

Mr. Scruggs moved the previous question, which motion prevailed.

Thereupon, the motion to place House Bill No. 95 at the heel of the Calendar tomorrow prevailed by the following vote:

Ayes	83
Noes	8

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Yelton and Mr. Speaker Murray--83.

Representatives voting no were: Dixon, Drew, Ellis, Holcomb, Lawson, Moody, Nance and Wood--8.

Mr. Speaker Murray relinquished the Chair to Ms. DeBerry Speaker pro tem.

House Bill No. 798--Medicaid fraud.

On motion, House Bill No. 798 was made to conform with Senate Bill No. 642.

On motion, Senate Bill No. 642, on same subject, was substituted for House Bill No. 798.

Mr. Burnett moved that Senate Bill No. 642 be passed on third and final consideration.

Mr. Burnett moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 642 by deleting from the amendatory language of

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Section 1 the word and figure "six (6)" and substituting instead the word and figure "four (4)".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 642, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

House Bill No. 822--Law Enforcement Officer.

Mr. Ussery moved that House Bill No. 822 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	72
Noes	19
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holt, Hurley, Huskey, Jackson, Jared, Kent, Kernell, May, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs,

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Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood and Yelton--72.

Representatives voting no were: Burnett, Bushing, Crain, DeBerry, Dixon, Herron, Holcomb, Ivy, Jones, U. (Shelby), King, Kisber, Lawson, Montgomery, Moody, Nance, Purcell, Robinson (Hamilton), Severance and Shirley--19.

Representative present and not voting was: Love--1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 1288, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF HOUSE BILL NO. 212

House Bill No. 212--Officer Standards.

Mr. Cain moved that House Amendment No. 4 previously filed be withdrawn, which motion prevailed.

House Bill No. 212--Officer Standards.

On motion, House Bill No. 212 was made to conform with Senate Bill No. 407.

On motion, Senate Bill No. 407, on same subject, was substituted for House Bill No. 212.

Mr. King moved that Senate Bill No. 407 be passed on third and final consideration.

Mr. Cain moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 407 by adding before the effective date section the following new section and by renumbering the effective date section accordingly:

Section _____. Tennessee Code Annotated, Section 38-8-102(b), is amended by adding between the words "nonsupervisory police officers," and the words "one (1) member" the following:

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Four (4) members who are supervisory police officers with one (1) officer from each of the state's four (4) largest municipalities;

Tennessee Code Annotated, Section 38-8-102(b), is further amended by deleting the language "two (2) nonsupervisory police officers" and by substituting instead the language "four (4) nonsupervisory police officers".

Mr. Stafford moved that Amendment No. 1 be tabled, which motion failed by the following vote:

Ayes	26
Noes	51
Present and not voting	1

Representatives voting aye were: Bewley, Bragg, Cross, Davis (Cooke), Davis (Knox), Garrett, Harrill, Hawkins, Head, Henry, Herron, Holcomb, Hurley, Jared, Lawson, Moore (Lawrence), Naifeh, Robinson (Washington), Scruggs, Stafford, Webb, West, Whitson, Winningham, Wix and Wolfe--26.

Representatives voting no were: Bell, Bivens, Buck, Byrd, Cain, Coffey, Collier, Copeland, Crain, Curlee, Davis (Gibson), DeBerry, DePriest, Dixon, Drew, Ellis, Gaia, Hassell, Hillis, Hobbs, Holt, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, Kisber, May, Miller, Montgomery, Moore (Shelby), Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Stallings, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Williams and Wood--51.

Representative present and not voting was: Frensley--1.

Amendment No. 1 failed to be adopted by the following vote:

Ayes	38
Noes	50
Present and not voting	3

Representatives voting aye were: Bushing, Byrd, Cain, Chiles, Copeland, Crain, Davis (Knox), DeBerry, DePriest, Dixon, Drew,

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Duer, Gaia, Hassell, Hillis, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, May, McAfee, Miller, Moore (Shelby), Nance, Odom, Peroulas, Pruitt, Purcell, Rhinehart, Scruggs, Severance, Shirley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), West, Williams and Wood--38.

Representatives voting no were: Bell, Bewley, Bivens, Bragg, Buck, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Ellis, Frensley, Garrett, Good, Harrill, Hawkins, Head, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Kisber, Lawson, Love, Montgomery, Moore (Lawrence), Naifeh, Napier, Phillips, Ridgeway, Robinson (Davidson), Robinson (Washington), Stafford, Stallings, Tanner, Ussery, Webb, Wheeler, Whitson, Winningham, Wix, Wolfe and Yelton--50.

Representatives present and not voting were: Coffey, Swann and Tankersley--3.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 407 by adding the following language as a new section to be appropriately numbered immediately preceding the effective date section and by renumbering the effective date section accordingly:

SECTION _____. Tennessee Code Annotated, Section 38-8-104, is amended by adding the following language as a new subsection (e):

(e) The commission shall establish criteria for determining whether to grant an exception to or waive the qualifications of items (1), (2), (3), (5), (6), and (7) of Section 38-8-106, for a person hired as a police officer after the effective date of this act.

On motion, the amendment was adopted.

Mr. Cain moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 407 by deleting from the bill as amended by the Senate Section 2 in its entirety.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 407, as amended, passed its third and final consideration by the following vote:

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Ayes 88
Noes 7

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--88.

Representatives voting no were: Bragg, Cain, Duer, Herron, Naifeh, Purcell and Severance--7.

A motion to reconsider was tabled.

House Bill No. 213--Agency Rules to Expire.

On motion, House Bill No. 213 was made to conform with Senate Bill No. 409.

On motion, Senate Bill No. 409, on same subject, was substituted for House Bill No. 213.

Mr. King moved that Senate Bill No. 409 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 409 by deleting the original Section 3 in its entirety and by renumbering the subsequent sections accordingly.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 409, as amended, passed its third and final consideration by the following vote:

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Ayes 96
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

House Bill No. 173--State Employees Draft Registered.

On motion, House Bill No. 173 was made to conform with Senate Bill No. 247.

On motion, Senate Bill No. 247, on same subject, was substituted for House Bill No. 173.

Mr. Cain moved that Senate Bill No. 247 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 89
Noes 7

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--89.

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Representatives voting no were: Bushing, DeBerry, Gaia, Jackson, Jones, R. (Shelby), Turner, L. (Shelby) and Williams--7.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1215--"General Appropriations Bill."

The Senate nonconcurred in House Amendments Nos. 1, 2, 3 and 4.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Bragg moved that the House refuse to recede from its action in adopting Amendments Nos. 1, 2, 3 and 4 to Senate Bill No. 1215, which motion prevailed.

House Bill No. 741--Alimony and Child Support.

Mr. Byrd moved that House Bill No. 741 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

House Joint Resolution No. 288--Quality Day Care facilities.

Ms. Pruitt moved that House Joint Resolution No. 288 be adopted, which motion prevailed by the following vote:

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Ayes 95
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

A motion to reconsider was tabled.

House Bill No. 1139--Utility Districts.

On motion, House Bill No. 1139 was made to conform with Senate Bill No. 678.

On motion, Senate Bill No. 678, on same subject, was substituted for House Bill No. 1139.

Mr. Rhinehart moved that Senate Bill No. 678 be passed on third and final consideration.

Mr. Stafford moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 678 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section __. The provisions of this act shall not apply in counties having a population of:

not less than
28,500
28,690
48,400
13,600

nor more than
28,560
28,750
48,500
13,610

according to the 1980 federal census of population or any subsequent census.

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On motion, the amendment was adopted.

Ms. Duer moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 678 by adding at the end of Section 3, subsection (a), of the Senate Bill, as amended, the following:

In any utility district the members of the board of commissioners shall be elected at a meeting of the subscribers which shall be held every two (2) years as terms expire.

Mr. Rhinehart moved that Amendment No. 2 be tabled, which motion failed by the following vote:

Ayes	41
Noes	45

Representatives voting aye were: Bell, Bragg, Collier, Copeland, Crain, Curlee, Davis (Cocke), Davis (Gibson), DePriest, Dixon, Ellis, Garrett, Head, Herron, Hillis, Hobbs, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), King, Kisber, Miller, Moore (Lawrence), Naifeh, Napier, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Stallings, Tanner, Turner, C. (Shelby), Wheeler, Winningham, Wix, Wood, Yelton and Mr. Speaker Murray--41.

Representatives voting no were: Bewley, Bivens, Buck, Bushing, Byrd, Cain, Chiles, Cross, Davis (Knox), DeBerry, Duer, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Henry, Holcomb, Holt, Hurley, Kent, Kernell, Lawson, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Robinson (Washington), Shirley, Stafford, Swann, Tankersley, Ussery, Webb, West, Whitson, Williams and Wolfe--45.

Mr. Head moved that Amendment No. 2 be rejected, which motion failed by the following vote:

Ayes	43
Noes	45
Present and not voting	2

Representatives voting aye were: Bell, Bragg, Coffey, Collier, Copeland, Crain, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest,

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Ellis, Garrett, Head, Herron, Hillis, Hobbs, Huskey, Ivy, Jared, Jones, U. (Shelby), King, Kisber, Love, Miller, Moore (Lawrence), Naifeh, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Stallings, Tanner, Turner, L. (Shelby), West, Wheeler, Winningham, Wix, Wood, Yelton and Mr. Speaker Murray--43.

Representatives voting no were: Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Cross, Davis (Knox), Duer, Gaia, Good, Harrill, Hassell, Hawkins, Henry, Holcomb, Holt, Hurley, Jackson, Jones, R. (Shelby), Kent, Kernell, McAfee, Montgomery, Moore (Shelby), Nance, Odom, Peroulas, Phillips, Purcell, Robinson (Washington), Shirley, Stafford, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Whitson, Williams and Wolfe--45.

Representatives present and not voting were: Napier and Pruitt--2.

On motion of Ms. Duer, Amendment No. 2 was withdrawn.

Mr. Phillips moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 678 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section __. The provisions of this act shall not apply in counties having a population of:

not less than

nor more than

84,000

84,100

27,900

27,920

according to the 1980 federal census of population or any subsequent census.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 678, as amended, passed its third and final consideration by the following vote:

Ayes	87
Noes	4
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck.

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Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naif sh, Nance, Napier, Odom, Peroulas, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood and Yelton--87.

Representatives voting no were: Holt, Jones, R. (Shelby), Phillips and Mr. Speaker Murray--4.

Representative present and not voting was: DeBerry--1.

A motion to reconsider was tabled.

House Joint Resolution No. 71--Joint Committee to study historical preservation.

Mr. Odom moved that House Joint Resolution No. 71 be adopted.

Ms. Bushing moved to amend as follows:

AMENDMENT NO. 1

Amend House Joint Resolution No. 71 by deleting the third resolving clause in its entirety and substituting instead the following new resolving clause:

BE IT FURTHER RESOLVED, That any state agency having duties and responsibilities relative to historic preservation and conservation be requested to cooperate with and provide assistance to the special joint committee upon the request of the chairman.

On motion, the amendment was adopted.

Thereupon, House Joint Resolution No. 71, as amended, was adopted by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee,

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Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 407

Senate Bill No. 407--Peace Officers Standards and Training Commission.

Mr. King moved that the motion to reconsider Senate Bill No. 407 be lifted from the table, which motion prevailed.

Mr. King moved that the House reconsider its action in passing Senate Bill No. 407 on third and final consideration, as amended, which motion prevailed.

Ms. Duer moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 407 by adding a new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The Tennessee peace officer standards and training commission shall adopt rules and regulations in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5, to implement the provisions of this act.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 407, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

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Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

A motion to reconsider was tabled.

Mr. Bragg moved that House Bill No. 22 be placed on the Calendar for Wednesday, May 6, 1987, which motion prevailed.

House Bill No. 777--Highway Law Revision.

On motion, House Bill No. 777 was made to conform with Senate Bill No. 1038.

On motion, Senate Bill No. 1038, on same subject, was substituted for House Bill No. 777.

Mr. Cain moved that Senate Bill No. 1038 be passed on third and final consideration.

Mr. Robinson (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1038 by adding a new section which reads as follows:

SECTION ____ . Tennessee Code Annotated, Section 54-16-110 is repealed.

Mr. Jones, U. (Shelby) moved that Senate Bill No. 1038 be placed on the Calendar for tomorrow May 6, 1987, which motion prevailed.

House Bill No. 660--Businesses subject to privilege taxes.

On motion, House Bill No. 660 was made to conform with Senate Bill No. 352.

On motion, Senate Bill No. 352, on same subject, was substituted for House Bill No. 660.

Mr. Kernell moved that Senate Bill No. 352 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes	76
Noes	14
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Gaia, Garrett, Good, Hassell, Hawkins, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, May, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wolfe, Wood, Yelton and Mr. Speaker Murray--76.

Representatives voting no were: Bewley, Crain, Cross, Frensley, Harrill, Henry, Jackson, Lawson, McAfee, Miller, Moody, Swann, Tankersley and Winningham--14.

Representative present and not voting was: Shirley--1.

A motion to reconsider was tabled.

House Bill No. 545--Elk Regional Resource Waste Removal.

On motion, House Bill No. 545 was made to conform with Senate Bill No. 272.

On motion, Senate Bill No. 272, on same subject, was substituted for House Bill No. 545.

Mr. Curlee moved that Senate Bill No. 272 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

AMEND Senate Bill No. 272 by deleting from Section 2 the numeral "17" and by substituting instead the numeral "14".

AND FURTHER AMEND by deleting from Section 3 the numeral "18" each place it appears and by substituting instead the numeral "15".

AND FURTHER AMEND by deleting Section 5 in its entirety and by substituting instead the following:

Section 5. Tennessee Code Annotated, Section 64-5-112(b) is amended by deleting the word "limited" between the words "from such" and "source".

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AND FURTHER AMEND by adding the following Section 6 and by renumbering the following section:

Section 6. Tennessee Code Annotated, Section 64-5-112(c) is amended by deleting it in its entirety and by substituting instead the following new sections (c) and (d):

(c) All action required or authorized to be taken under this part by the governing body of any municipality may be by resolution, which resolution may be adopted at the meeting of the governing body at which it is introduced, and shall take effect immediately upon its adoption.

(d) Municipalities may enter into contracts under the provisions of this part notwithstanding and without regard to any limit on indebtedness provided by law and no payments shall be construed to be an indebtedness of a municipality within the meaning of any constitutional or statutory provision.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 272, as amended, passed its third and final consideration by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--91.

A motion to reconsider was tabled.

House Bill No. 754--Bedding Procedures Local Education.

On motion, House Bill No. 754 was made to conform with Senate Bill No. 841.

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On motion, Senate Bill No. 841, on same subject, was substituted for House Bill No. 754.

Mr. Dixon moved that Senate Bill No. 841 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

Representatives voting no was: Severance--1.

A motion to reconsider was tabled.

Senate Bill No. 1135--To clarify taxation of coin operated amusement devices.

Mr. Moore (Shelby) moved that Senate Bill No. 1135 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes	4
Present and not voting	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davis (Cocke), Davis (Knox), DeBerry, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery,

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Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--85.

Representatives voting no were: Davidson, Holt, Nance and Winningham--4.

Representatives present and not voting were: Copeland, Davis (Gibson) and Turner (Hamilton)--3.

A motion to reconsider was tabled.

Mr. Burnett moved that House Bill No. 806 be placed on the Calendar for Thursday, May 7, 1987, which motion prevailed.

CONSENT CALENDAR

House Joint Resolution No. 132--Tennessee Armory-William P. (Dick) Veteto.

House Resolution No. 43--Appointment of Martha Brasfield.

House Resolution No. 16--Teenage pregnancy.

House Joint Resolution No. 67--Joint Committee study vocational education institutions.

House Joint Resolution No. 166--Task force, chemical testing in work place.

House Resolution No. 19--Committee on Economic Urban Development.

House Joint Resolution No. 298--Oversight on Education.

House Resolution No. 33--Open Records Law.

House Joint Resolution No. 245--Joint Committee employment training.

House Resolution No. 45--Honoring Walter Taylor.

House Resolution No. 46--Honoring Walter W. Reece.

House Resolution No. 47--Honoring C. W. Henderson.

House Resolution No. 48--Honoring Willie Benjamin Lewis.

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House Resolution No. 49--Honoring Riley A. Snyder.

House Joint Resolution No. 340--Honoring Collinwood High School Cheerleaders.

House Joint Resolution No. 341--Honoring Roddy Mfg. Company.

House Joint Resolution No. 342--Honoring Lizzie Main.

House Joint Resolution No. 344--Honoring Jimmie L. Rowe.

House Joint Resolution No. 345--Honoring memory of Joe Morris.

House Joint Resolution No. 346--YMCA Youth Legislature.

House Joint Resolution No. 351--Honoring memory Bill N. Powell.

House Joint Resolution No. 352--Congratulating Larry Hardister.

House Joint Resolution No. 353--Congratulating John B. Bond.

House Joint Resolution No. 354--Congratulating D. M. "Pete" Gossett.

House Joint Resolution No. 356--Honoring Huntsville Middle School boys' basketball team.

House Joint Resolution No. 358--Congratulating Joe Prebul.

House Joint Resolution No. 359--Honoring Willis Patton.

House Joint Resolution NO. 360--Honoring Mary Sue Bethea.

House Joint Resolution No. 361--Honoring William M. "Bill" Beasley.

House Joint Resolution No. 362--Honoring Gibbs High School.

Senate Joint Resolution No. 176--Congratulating Lottie Shackelford.

Senate Joint Resolution No. 177--Appreciation, J. Charles "Chuck" House.

Senate Joint Resolution No. 178--Honoring Dr. Darr Lafon.

Senate Joint Resolution No. 193--Congratulating Senator and Mrs. Milton Hamilton.

Senate Joint Resolution No. 199--Relative to memory, Joe Little.

House Bill No. 1300--Williamson County Adequate School facilities tax.

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On motion, House Bill No. 1300 was made to conform with Senate Bill No. 1305.

On motion, Senate Bill No. 1305, on same subject, was substituted for House Bill No. 1300.

House Bill No. 1307--Sullivan County consolidated government.

On motion, House Bill No. 1307 was made to conform with Senate Bill No. 1313.

On motion, Senate Bill No. 1313, on same subject, was substituted for House Bill No. 1307.

House Bill No. 1304--County Attorney of Hamblen County.

On motion, House Bill No. 1304 was made to conform with Senate Bill No. 1308.

On motion, Senate Bill No. 1308, on same subject, was substituted for House Bill No. 1304.

House Bill No. 1297--Jurisdiction City Court, New Johnsonville.

On motion, House Bill No. 1297 was made to conform with Senate Bill No. 1306.

On motion, Senate Bill No. 1306, on same subject, was substituted for House Bill No. 1297.

House Bill No. 1298--Purchasing in Dyer County.

House Bill No. 1299--Smith County Junkyard Control.

On motion, House Bill No. 1299 was made to conform with Senate Bill No. 1304.

On motion, Senate Bill No. 1304, on same subject, was substituted for House Bill No. 1299.

Mr. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain,

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Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

MOTIONS

Mr. Phillips moved to suspend Rule 49 to allow bills moved from Calendar and Rules Tuesday and Wednesday to be set on floor calendars Wednesday and Thursday and to allow more than 25 bills to be placed on each calendar, which motion prevailed.

Mr. Phillips moved to suspend Rule 44 to allow all local bills and resolutions filed today be considered introduced; and Rule 50 that all congratulatory and memorializing resolutions be automatically referred to Calendar and Rules and placed on the consent calendar for 5-6, which motion prevailed.

Mr. Phillips moved to suspend Rule 71 relative to the distribution of Committee Amendments 24 hours prior to consideration, which motion prevailed.

Mr. Rhinehart moved to suspend Rule 59 to allow all bills lying on the desk with Senate Messages be placed on the message calendar Wednesday, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

22--To regulate State Board of Accountancy.

The Senate concurred in House Amendments Nos. 1, 2, 3 and 5 and nonconcurred in House Amendment No. 6.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF SENATE BILL NO. 22

Senate Bill No. 22--To regulate State Board of Accountancy.

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Mr. King moved that the motion to reconsider Senate Bill No. 22 be lifted from the table, which motion prevailed.

Mr. King moved that the House reconsider its action in passing Senate Bill No. 22 on third and final consideration, as amended, which motion prevailed.

Mr. King moved that the House reconsider its action in adopting Amendment No. 6, which motion prevailed.

Mr. King moved that Amendment No. 6 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 22, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 54--Underwriting association stablization reserve.

SENATE AMENDMENT NO. 1

Amend House Bill No. 54 by deleting subdivisions (b) and (c) in the amendatory language of Section 2.

Mr. King moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

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Ayes 97
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

A motion to reconsider was tabled.

Mr. Speaker Murray resumed the Chair.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 137--Income tax liability.

SENATE AMENDMENT NO. 1

Amend House Bill No. 137 by deleting Section 2 in its entirety and by redesignating Section 3 to be Section 2.

Mr. Scruggs moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes 91
Noes 2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent,

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Kernell, Kisber, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton and Mr. Speaker Murray--91.

Representatives voting no were: Lawson and Wolfe--2.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 631--Practice dietitians and nutritionists.

SENATE AMENDMENT NO. 9

Amend House Bill No. 631 by amending Section 5, in subsection (b), item (1) by inserting the symbol and word "/nutrition" after the word dietetics".

SENATE AMENDMENT NO. 11

Amend House Bill No. 631 by adding at the end of Section 5(b)(7) the following:

"Non-medical" means engaging in any practice which does not constitute the practice of medicine, osteopathy, chiropractic, dentistry or podiatry."

AND FURTHER AMEND by deleting Section 6 in its entirety and substituting instead the following:

"SECTION 6. No therapeutic dietary regimen may be developed unless pursuant to the appropriate orders and/or referral of licensed practitioners of medicine, osteopathy, chiropractic, dentistry or podiatry when incidental to the practice of their respective professions."

Mr. Starnes moved that the House concur in Senate Amendments Nos. 9 and 11, which motion prevailed by the following vote:

Ayes	93
Noes	1
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg,

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Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

Representative voting no was: Gaia--1.

Representatives present and not voting were: Crain and Lawson--2.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 554--ERISA covered employee plan.

SENATE AMENDMENT NO. 2

Amend House Bill No. 554 by amending SECTION 1 by continuing after period at the end of paragraph:

"Catastrophic Loss" as used in this section shall be any contract of insurance which provides for indemnification of claims made by plan participants in the amount of \$25,000 or more per individual participant or an accumulated loss in any one plan contract year in the amount of and over \$150,000 for the employee plan.

Amend SECTION 4 by deleting in its entirety and substituting the following:

Any Plan that violates the provisions of this act shall be subject to a fine and/or a civil penalty of not less than one hundred dollars (\$100.00) nor more than one thousand (\$1,000) for each violation. Each year that a Plan fails to register in accordance with this act shall constitute a separate violation.

Mr. Starnes moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

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Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 616--Speech pathologists.

SENATE AMENDMENT NO. 2

AMEND House Bill No. 616 by deleting SECTION 1 in its entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, is amended by adding the following new section:

SECTION 56-7-___. Notwithstanding any other provision of the law to the contrary, any insurer providing individual, franchise, blanket or group policy of insurance issued pursuant to this title which provides hospital expense and surgical or medical expense insurance and/or which is entered into, delivered, issued for delivery or renewed in Tennessee after June 30, 1987, shall offer to provide benefits for expense of residents of Tennessee covered under any such policy or plan arising from conditions or disorders of hearing or conditions or disorders of speech, voice, or language, so long as such conditions or disorders receive treatment from duly licensed audiologists or speech pathologists, as defined in Section 63-17-103. The provisions of this section are applicable to all health benefits policies, programs, or contracts offered by commercial insurance companies, non-profit insurance companies, prepaid plans (health maintenance organizations) and to all health benefit programs provided state government employees.

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Mr. Wheeler moved that the House non-concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	60
Noes	33
Present and not voting	1

Representatives voting aye were: Bell, Buck, Burnett, Bushing, Byrd, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Good, Hassell, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Moore (Lawrence), Moore (Shelby), Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Stallings, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Williams, Winningham and Wix--60.

Representatives voting no were: Bewley, Bivens, Bragg, Cain, Chiles, Coffey, Copeland, Duer, Frensley, Harrill, Hawkins, Holt, Hurley, Kent, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Naifeh, Ridgeway, Scruggs, Severance, Stafford, Swann, Tankersley, Webb, Whitson, Wolfe, Wood and Mr. Speaker Murray--33.

Representative present and not voting was: Yelton--1.

SENATE AMENDMENT NO. 3

AMEND House Bill No. 616 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SENATE AMENDMENT NO. 4

AMEND House Bill No. 616 by deleting Section 2 in its entirety and substituting instead the following:

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Section 2. This act shall take effect on January 1, 1988, the public welfare requiring it.

SENATE AMENDMENT NO. 5

AMEND House Bill No. 616 by deleting the following language from the amendatory language of Section 1:

The provisions of this section shall not apply to any group insurance policy issued by a national association for its members or the employees of such members.

Mr. Wheeler moved that the House concur in Senate Amendments Nos. 3, 4 and 5, which motion prevailed by the following vote:

Ayes	81
Noes	11
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Yelton and Mr. Speaker Murray--81.

Representatives voting no were: Chiles, Copeland, Crain, Frensley, Harrill, Huskey, McAfee, Scruggs, Severance, Wolfe and Wood--11.

Representatives present and not voting were: Coffey and Love--2.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1134--Police Pay Supplement.

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SENATE AMENDMENT NO. 1

AMEND House Bill No. 1134 by deleting Section 1 in its entirety and by substituting instead the following as a new Section 1:

SECTION 1. Tennessee Code Annotated, Title 38, Chapter 8, Part 1, is amended by adding the following as a new Section:

Section _____. (a) Any municipality or county legislative body may by resolution choose by a two thirds (2/3) vote of its entire membership, to establish an in-service training program together with a cash supplement for certified correction officers employed by the municipality or by the county. This program shall be separate from those programs operating pursuant to Section 38-8-111. Each participating municipality or county shall establish criteria and rules and regulations governing its own program.

Ms. Turner (Hamilton) moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

Representative voting no was: Crain--1.

A motion to reconsider was tabled.

Mr. Robinson (Davidson) moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 379 out of order, which motion prevailed.

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House Joint Resolution No. 379--Study construction of monorail system, Nashville--By Robinson (Davidson) and West.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Robinson (Davidson), the resolution was adopted.

A motion to reconsider was tabled.

On motion of Mr. Love, Senate Bill No. 380 was recalled from the Senate.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

384--Polling places.

The Senate refused to recede from its action in adopting Amendments Nos. 1, 2, 3, 6 and 7.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Bivens moved that the House refuse to recede from its action in nonconcurring in Senate Amendments Nos. 1, 2, 3, 6 and 7 to House Bill No. 384, which motion prevailed.

Mr. Bivens moved that the Speaker appoint a Conference Committee to meet with a like committee from the Senate to resolve the differences between the House and Senate on House Bill No. 384, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Bivens, Webb and Whitson as the Conference Committee on House Bill No. 384.

Mr. Copeland moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 395 out of order, which motion prevailed.

House Joint Resolution No. 395--Study Unemployment Compensation--By Copeland.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Copeland, the resolution was referred to the Committee on Calendar and Rules.

Mr. Bragg moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 174 out of order, which motion prevailed.

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Senate Joint Resolution No. 174--Relative to study committee taxes related to businesses.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Bragg, the resolution was referred to the Committee on Calendar and Rules.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 51--Honoring Coach Wayne Everett--By Henry.

Under the rules, House Resolution No. 51 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 365--Congratulating Tipton County Bank--By Naifeh, Crain, Tanner, Davis (Gibson), Ivy, Kisber, Stallings, Collier, Herron and Holt.

Under the rules, House Joint Resolution No. 365 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 366--Designate "Jackson Felts Road"--By Davidson and Head.

The Speaker referred House Joint Resolution No. 366 to the Committee on Transportation.

House Joint Resolution No. 368--Honoring memory Harold Henderson "Doc" Earthman--By Bragg and Hobbs.

Under the rules, House Joint Resolution No. 368 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 369--Commending Roane Technology Task Force--By Henry.

Under the rules, House Joint Resolution No. 369 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 370--Honoring memory Charles Herman Huggins--By Herron.

Under the rules, House Joint Resolution No. 370 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 371--Commending Charles E. McAlister--By Swann.

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Under the rules, House Joint Resolution No. 371 was referred to the Committee on Calendar and Rules.

SENATE JOINT RESOLUTIONS

(Congratulatory and Memorializing)

Senate Joint Resolution No. 184--Relative to congratulating Missy Pierce.

Under the rules, Senate Joint Resolution No. 184 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 185--Relative to congratulating Raymond L. Danner.

Under the rules, Senate Joint Resolution No. 185 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 186--Relative to thanking Catherine Anita Wilt-Ryan.

Under the rules, Senate Joint Resolution No. 186 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 187--Relative to honoring Jeffery Edward Dlugach.

Under the rules, Senate Joint Resolution No. 187 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 188--Relative to congratulating Alex Jones.

Under the rules, Senate Joint Resolution No. 188 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 189--Relative to memory Judge William B. Leffler.

Under the rules, Senate Joint Resolution No. 189 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 190--Relative to congratulating Hazel W. Vann.

Under the rules, Senate Joint Resolution No. 190 was referred to the Committee on Calendar and Rules.

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Senate Joint Resolution No. 191--Relative to commending Carrie Anne Nourse.

Under the rules, Senate Joint Resolution No. 191 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 194--Relative to congratulating Greeneville High School boys basketball.

Under the rules, Senate Joint Resolution No. 194 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 196--Relative to commending Barbara Evans Woodfine.

Under the rules, Senate Joint Resolution No. 196 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 197--Relative to congratulating Reverend B. C. Brooks, Praise Zion Missionary Baptist Church.

Under the rules, Senate Joint Resolution No. 197 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 198--Relative to congratulating Martha W. Summers.

Under the rules, Senate Joint Resolution No. 198 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 200--Relative to commending Judge Allen R. Corneluis, Jr.

Under the rules, Senate Joint Resolution No. 200 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 201--Relative to honoring Henry A. Seever.

Under the rules, Senate Joint Resolution No. 201 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 202--Relative to honoring Howard B. Pickard.

Under the rules, Senate Joint Resolution No. 202 was referred to the Committee on Calendar and Rules.

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Senate Joint Resolution No. 203--Relative to appreciation, Mary Lee Mitchell.

Under the rules, Senate Joint Resolution No. 203 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 204--Relative to appreciation, Beverly Cobb.

Under the rules, Senate Joint Resolution No. 204 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 180--Urge TVA to keep electricity inexpensive.

The Speaker referred Senate Joint Resolution No. 180 to the Committee on Conservation and Environment.

REPORT OF DELAYED BILLS COMMITTEE

The undersigned members of the Delayed Bills Committee have approved the following bill: House Bill No. 1273.

Ed Murray, Speaker

Jimmy Naifeh

John Chiles, Jr.

REPORT OF DELAYED BILLS COMMITTEE

The undersigned members of the Delayed Bills Committee have approved the following bill: House Bill No. 1274.

Ed Murray, Speaker

Jimmy Naifeh

John Chiles, Jr.

INTRODUCTION OF BILLS

House Bill No. 1313--Williamson County privilege tax--By Frensley and Hobbs.

Passed first consideration.

House Bill No. 1314--New development privilege tax--By Frensley and Hobbs.

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Passed first consideration.

House Bill No. 1315--Williamson County new land development--By Frensley and Hobbs.

Passed first consideration.

House Bill No. 1316--Levy and collect privilege tax--By Frensley and Hobbs.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1301--Election time city of Moscow.

Passed second consideration and held without reference.

House Bill No. 1302--Levy privilege tax, Marion County.

Passed second consideration and held without reference.

House Bill No. 1303--Charter of Eagleville.

Passed second consideration and held without reference.

House Bill No. 1305--Terms of office school board, Campbell County.

Passed second consideration and held without reference.

House Bill No. 1308--Privilege tax, city of Franklin.

Passed second consideration and held without reference.

House Bill No. 1309--Levy fees new land development.

Passed second consideration and held without reference.

House Bill No. 1310--Levy fees new land development.

Passed second consideration and held without reference.

House Bill No. 1311--City of Franklin levy and collect fees.

House Bill No. 1312--Bolivar and office of mayor.

Passed second consideration and held without reference.

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SENATE BILLS ON FIRST CONSIDERATION

Senate Bills Nos. 2, 9, 369, 696, 1001, 1023, 1277, 1285, 1297, 1302 and 1310.

Passed first consideration.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1215--"General Appropriations Bill."

The Senate refused to recede from its action in non-concurring in House Amendments Nos. 1, 2, 3 and 4.

The Speaker appointed a Conference Committee composed of Senators Henry, Chairman; Atchley, Crutchfield, Darnell, Dunavant, Ford, Hamilton, McKnight, McNally, Moore and Rochelle to confer with a like Committee from the House to resolve the differences of the two bodies on Senate Bill No. 1215.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Bragg moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 1215, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Bragg, Rhinehart, Ivy, Jared, Naifeh, Chiles, DeBerry, Webb, Hillis, Burnett, Miller, Copeland and Tanner as the Conference Committee on Senate Bill No. 1215.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent,

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Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 779--Cain and Moore (Shelby)

House Bill No. 822--Kent

House Bill No. 1277--Miller

House Bill No. 1306--Stallings

House Joint Resolution No. 361--Hobbs

MOTIONS

On motion of Mr. Hobbs, his name was removed as sponsor of House Bill No. 432.

On motion of Ms. Peroulas, her name was removed as sponsor of House Bill No. 616.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

205--Relative to farmer's wife;

206--Relative to directing Commissioner of Agriculture, hold certain meetings;

207--Relative to Week of Special Observance of Vietnam Veterans' in Tennessee;

208--Relative to Buy America Month;

209--Relative to honoring Stan Owens;

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- 211--Relative to congratulating Cleveland State Community College;
- 212--Relative to congratulating Eatons Elementary School;
- 213--Relative to congratulating Greeneville High School Mock Trail Team;
- 214--Relative to honoring Ramsey Leathers, Clerk of Supreme Court;
- 215--Relative to sorrow, Jack D. Starrett;
- 216--Relative to Tennessee Garden Week;
- 217--Relative to honoring McDonald Elementary School;
- 218--Relative to honoring Coker Creek Elementary School;
- 219--Relative to honoring Ball Play Elementary School;
- 220--Relative to honoring Ducktown Elementary School;
- 221--Relative to honoring Tellico Plains Elementary School;
- 222--Relative to honoring George R. Stuart Elementary School;
- 223--Relative to honoring Lenoir City Elementary School;
- 224--Relative to honoring Turtletown Elementary School;
- 225--Relative to honoring Sweetwater Elementary School;
- 226--Relative to congratulating Loudon Elementary School; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

- 307--To amend Charter, Springfield;
- 381--To create Cloverbottom Association;
- 583--To regulate real estate brokers rules;
- 681--To impose limitation, renewal of bail bonds;
- 955--To amend "Medical Assistance Act of 1968";
- 1124--To regulate use of alcoholic beverages, airports;
- 1243--To provide litigation tax, certain actions, Lewis County;

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1248--To regulate interment, Sequatchie County; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

318--To regulate consumption, alcoholic beverages;

446--To regulate benefit increases, Consolidated Retirement System;

917--To order treatment, DUI, certain circumstances;

941--To regulate test fees, alcohol, certain counties;

967--To amend Retailers Sales Tax Act;

1076--To make changes, sales and use taxes;

1134--To establish Motorcycle Rider Education Program and Safety Fund;

1286--To amend Charter, White Bluff;

1296--To regulate health maintenance organizations;

1306--To regulate jurisdiction of city court, New Johnsonville; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 294, 295, 297, 299, 300, 303, 304, 305, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 327, 328, 329, 330, 331, 332, 333, 334, 335, 337, 338, 343 and 349; also, House Bills Nos. 354, 387, 747, 800, 802, 1002, 1267 and 1283; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1298; and House Joint Resolutions Nos. 67, 132, 166, 245, 298, 340, 341, 342, 344, 345, 346, 351, 352, 353, 354, 356, 358, 359, 360, 361 and 362; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 372; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 71 and 379; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 76 and 255; both concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 358 and 727; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 354, 387, 747, 800, 802, 1002, 1267, 1283 and 1288; and House Joint Resolutions Nos. 294, 295, 297, 299, 300, 303, 304, 305, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 327, 328, 329, 330, 331, 332, 333, 334, 335, 337, 338, 343 and 349 and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 354, 387, 747, 800, 802, 1002, 1267, 1283 and 1288; House Joint Resolutions Nos. 294, 295, 297, 299, 300, 303, 304, 305, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 327, 328, 329, 330, 331, 332, 333, 334, 335, 337, 338, 343 and 349.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 529, 1281, 1285, 1286, 1292, 1294 and 1296; and House Joint Resolutions Nos. 285, 286, 289, 290, 292, 293, 336, 339, 363 and 364; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 741; and House Joint Resolution

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No. 288; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 822; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

301--Counties transfer development rights.

The Senate lifted the tabling motion; reconsidered passage of the bill; reconsidered adoption of Amendment No. 4; withdrew Amendment No. 4; reconsidered adoption of Amendment No. 3; withdrew Amendment No. 3; adopted Amendment No. 5; then repassed the bill on third and final consideration, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief-Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

907--To extend present evaluation, certain residential owners.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

INTRODUCTION OF BILLS

House Bill No. 1317--Bolivar city Charter--By Stallings.

Passed first consideration.

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House Bill No. 1318--Relative to dog tags, fees, etc.--By McAfee, Starnes, Turner (Hamilton), Wood and Robinson (Hamilton).

Passed first consideration.

House Bill No. 1319--Robertson County highway commission--By Davidson.

Passed first consideration.

House Bill No. 1322--Hamilton County General Sessions Court Act--By Robinson (Hamilton), Starnes, Turner (Hamilton) and Wood.

Passed first consideration.

House Bill No. 1323--Gibson County Special School District--By Davis (Gibson).

Passed first consideration.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 52--Congratulating Joseph L. Hornick--By Bragg, Rhinehart and Ivy.

Under the rules, House Resolution No. 52 was referred to the Committee on Calendar and Rules.

House Resolution No. 53--Honoring Cocke County midwife Mrs. James Harrison Nichols--By Davis (Cocke).

Under the rules, House Resolution No. 53 was referred to the Committee on Calendar and Rules.

House Resolution No. 54--Commending Matthew E. Riihimaa--By Stallings, DePriest, Hobbs and Jared.

Passed first consideration.

House Resolution No. 55--Appreciation John Mark Crawford--By Robinson (Washington), Whitson and Stafford.

Under the rules, House Resolution No. 55 was referred to the Committee on Calendar and Rules.

House Resolution No. 56--Commending Julie Langdon Andrews--By Turner, L. (Shelby), Ellis and Shirley.

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Under the rules, House Resolution No. 56 was referred to the Committee on Calendar and Rules.

House Resolution No. 57 Honoring Coach Darrell A. Ruffner--By Henry.

Under the rules, House Resolution No. 57 was referred to the Committee on Calendar and Rules.

House Resolution No. 58--Honoring Coach Mike Hayes--By Henry.

Under the rules, House Resolution No. 58 was referred to the Committee on Calendar and Rules.

House Resolution No. 59--Congratulating J. Neal Ensminger--By Webb.

Under the rules, House Resolution No. 59 was referred to the Committee on Calendar and Rules.

House Resolution No. 60--Commending Heather Ann Simpson--By Naifeh.

Under the rules, House Resolution No. 60 was referred to the Committee on Calendar and Rules.

House Resolution No. 61--Commending Reverend Vincent M. Jones--By Drew.

Under the rules, House Resolution No. 61 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 373--Salute Christ the King Parish--By Bushing.

Under the rules, House Joint Resolution No. 373 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 374--Allocation of Parking spaces--By Jared, Curlee, Turner, C. (Shelby), Buck, Moody, Ellis, Kernell, Shirley, King, Stallings, Whitson, Cain, Burnett, Garrett and Davidson.

The Speaker referred House Joint Resolution No. 374 to the Committee on State and Local Government.

House Joint Resolution No. 375--Honoring Institute of Business Designers--By West.

Under the rules, House Joint Resolution No. 375 was referred to the Committee on Calendar and Rules.

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House Joint Resolution No. 376--Congratulating Macon County High School girls' basketball--By Winningham.

Under the rules, House Joint Resolution No. 376 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 377--Congratulating Macon County High School boys' basketball--By Winningham.

Under the rules, House Joint Resolution No. 377 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 378--Commending Donnise Strong--By Montgomery and Good.

Under the rules, House Joint Resolution No. 378 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 380--Expressing appreciation Majorie Brisco--By Davidson, Winningham and Bell.

Under the rules, House Joint Resolution No. 380 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 381--Congratulating International Association of Assessing Officers--By Purcell, Bushing, Robinson (Davidson), Odom, Pruitt, West, Garrett, Clark, Chiles and Ellis.

Under the rules, House Joint Resolution No. 381 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 382--Expressing appreciation Jennifer S. Billings--By Miller.

Under the rules, House Joint Resolution No. 382 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 383--Commending Julia Michele Ruby--By Kernell and Turner, C. (Shelby).

Under the rules, House Joint Resolution No. 383 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 384--Recognizing Kennedy Democratic Organization--By Jones, U. (Shelby), King, Dixon and Pruitt.

Under the rules, House Joint Resolution No. 384 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 385--Commending Charla Fee--By Shirley and King.

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Under the rules, House Joint Resolution No. 385 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 386--Commending Deanna Seymore--By Naifeh, Tanner, Davis (Gibson), Ridgeway, Herron, Crain, Kisber, Holt, Ivy and Collier.

Under the rules, House Joint Resolution No. 386 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 387--Honoring Brighton Elementary School--By Naifeh.

Under the rules, House Joint Resolution No. 387 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 388--Commending Scott Andrews--By Dixon and Byrd.

Under the rules, House Joint Resolution No. 388 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 389--Commending Connie D. Brookshire--By King and Garrett.

Under the rules, House Joint Resolution No. 389 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 390--Social Security Act--By Yelton.

The Speaker referred House Joint Resolution No. 390 to the Committee on General Welfare.

House Joint Resolution No. 391--Appreciation to John J. Garman--By Miller.

Under the rules, House Joint Resolution No. 391 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 392--Commending Rear Admiral Larry G. Vogt--By Miller, Ussery and Hillis.

Under the rules, House Joint Resolution No. 392 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 393--Honoring Fannie Neal--By Robinson (Hamilton).

Under the rules, House Joint Resolution No. 393 was referred to the Committee on Calendar and Rules.

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House Joint Resolution No. 394--Congratulating Dennis L. Witzenburg--By Miller and Ussery.

Under the rules, House Joint Resolution No. 394 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 396--Commending Nathaniel Spencer--By Turner, L. (Shelby).

Under the rules, House Joint Resolution No. 396 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 397--Honoring memory Ernest Galyon Chandler, Sr.--By Henry and West.

Under the rules, House Joint Resolution No. 397 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 398--Honoring Mr. and Mrs. Richard Greene--By Drew.

Under the rules, House Joint Resolution No. 398 was referred to the Committee on Calendar and Rules.

SENATE JOINT RESOLUTIONS

(Congratulatory and Memorializing)

Senate Joint Resolution No. 205--Relative to farmer's wife.

Under the rules, Senate Joint Resolution No. 205 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 209--Honoring Stan Owens.

Under the rules, Senate Joint Resolution No. 209 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 211--Congratulating Cleveland State Community College.

Under the rules, Senate Joint Resolution No. 211 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 212--Congratulating Eatons Elementary School.

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Under the rules, Senate Joint Resolution No. 212 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 213--Congratulating Greeneville High School.

Under the rules, Senate Joint Resolution No. 213 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 214--Honoring Ramsey Leathers.

Under the rules, Senate Joint Resolution No. 214 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 215--Expressing sorrow Jack D. Starrett.

Under the rules, Senate Joint Resolution No. 215 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 217--Honoring McDonald Elementary School.

Under the rules, Senate Joint Resolution No. 217 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 218--Honoring Coker Creek Elementary School.

Under the rules, Senate Joint Resolution No. 218 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 219--Honoring Ball Play Elementary School.

Under the rules, Senate Joint Resolution No. 219 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 220--Honoring Ducktown Elementary School.

Under the rules, Senate Joint Resolution No. 220 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 221--Honoring Tellico Plains Elementary School.

Under the rules, Senate Joint Resolution No. 221 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 222--Honoring George R. Stuart.

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Under the rules, Senate Joint Resolution No. 222 was referred to the Committee on Calendar and Rules.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, May 6, 1987: House Bills Nos. 338, 1287, 734, 184, 39, 58, 1180; House Joint Resolution No. 209; House Bills Nos. 231, 834; House Joint Resolutions Nos. 205, 43; House Bills Nos. 786, 787, 789, 393, 837, 411, 413, 7, 407, 541; House Joint Resolution No. 134; and House Bills Nos. 1004, 1008, 95, 22 and Senate Bill No. 1038.

PHILLIPS, Chairman.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 48, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1301, 1302, 1303, 1305, 1308, 1309, 1310, 1311 and 1312.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, May 6, 1987: House Bills Nos. 1270, 1291, Senate Joint Resolutions Nos. 37, 167; House Joint Resolution No. 283; Senate Joint Resolution No. 131; House Joint Resolutions Nos. 272, 151; Senate Joint Resolution No. 52; House Joint Resolution No. 270; House Bills Nos. 914, 1301, 1302, 1303, 1305, 1308, 1309, 1310, 1311, 1312; House Resolutions Nos. 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61; House Joint Resolutions Nos. 365, 368, 369, 370, 371, 373, 375, 376, 377, 378, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 391, 392, 393, 394, 396, 397, 398; Senate Joint Resolutions Nos. 204, 205, 209, 211, 212, 213, 214, 215, 217, 218, 219, 220, 221, 222, 184, 185, 186, 187, 188, 189, 190, 191, 194, 196, 197, 198, 200, 201, 202, 203, 223, 224, 225 and 226.

PHILLIPS, Chairman.

On motion of Mr. Naifeh the House adjourned until 2:00 p.m. tomorrow.